

Mayor Joseph S. Kroll
Vice President Jay G. Foy
Council Member Henry "Butch" Lynch
Assistant Town Administrator / Town Clerk Janice C. Rutan
Town Attorney John Foster
Council President James E. Woods
Council Member Jerry E. Beavers
Council Member Mark C. Uptegraph



TOWN COUNCIL REGULAR MEETING
Town Council Meeting
Town Hall Council Chambers
Thursday ~ June 26, 2008
7:00 p.m.
AGENDA

- I. CALL TO ORDER**
- II. INVOCATION AND PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. PROCLAMATIONS AND PRESENTATIONS:**
- V. APPROVAL OF THE AGENDA**
- VI. APPROVAL OF THE CONSENT AGENDA**
 - a. Approval of Minutes of the June 12, 2008 Regular Meetings**
- VII. COMMENTS FROM THE PUBLIC**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT**
- IX. SECOND READINGS AND PUBLIC HEARINGS**
- X. FIRST READINGS AND REGULAR AGENDA**
 - a. Schedule Budget Workshops**
 - b. Update on Annexation**
- XI. REPORTS**
 - a. Town Attorney**
 - b. Consultants**
 - c. Mayor' Report**
 - d. Assistant Town Administrator/Town Clerk**
 - e. Committee/Delegate Report**
 - f. Treasurer's Report**
- XII UNFINISHED BUSINESS**
- XIII NEW BUSINESS**
- XIV ADJOURNMENT**

Notice: If any person decides to appeal any decision of the Town Council at this meeting, he/she will need a record of the proceedings and for this purpose; he/she needs to ensure that a verbatim record of the proceedings is made. The record must include the testimony and evidence upon which the appeal is to be based, pursuant to F.S. 286.0105. The Town of Haverhill does not prepare nor provide such verbatim record.

TOWN COUNCIL REGULAR MEETING
Town Council Meeting
Town Hall Council Chambers
Thursday ~ June 26, 2008
OFFICIAL MINUTES

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, June 26, 2008 at the Town Hall, 4585 Charlotte Street, Haverhill, FL. Those present were: James E. Woods, Council President; Jay Foy, Council Vice President; Jerry Beavers, Council Member; Henry Lynch, Council Member; Mark C. Uptegraph, Council Member; Lance Fuchs, Town Attorney; Janice C. Rutan, Town Clerk and Joseph Roche, Code Enforcement Officer.

CALL TO ORDER

Council President Woods called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council President Woods offered the Invocation and led in the Pledge of Allegiance.

ROLL CALL

The Town Clerk called the Roll. All members were present with the exception of Mayor Kroll.

PROCLAMATIONS AND PRESENTATIONS:

None.

APPROVAL OF THE AGENDA

With no additions, deletions and substitutions the agenda was ordered approved as presented.

APPROVAL OF THE CONSENT AGENDA

Approval of Minutes of the June 12, 2008 Regular Meetings

A motion was made by Council Member Beavers, seconded by Council Vice President Foy and unanimously passed to approve the Consent Agenda as presented.

COMMENTS FROM THE PUBLIC

Richard Horvath, 2101 Amherst Court. Mr. Horvath requested Town Council consideration of an amendment to the Zoning Code that would address the sale of new and used automobiles. He noted that Section 38.11 refers to commercial sale of motor vehicles; however, it is not addressed elsewhere in the Code. He requested the Town Council add language that would permit the sale of new or used motor vehicles in a commercial district through special exception.

Council President Woods stated that he would only consider this change as a Special Exception and asked the Town Council to consider the request on its own merit and not specific to a parcel of property. He was in favor of referring the matter to the Code and Ordinance Committee.

Council Vice President Foy, Chair of the Code and Ordinance Committee suggested that the Code and Ordinance should look at other requirements to the special exception such as the size of the lot as well as whether collections and/or financing would be permitted

at the site. Council agreed to schedule a meeting of the Code and Ordinance Committee and requested the Clerk notify Mr. Horvath of the meeting when scheduled.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT

Deputy Sergeant Campbell addressed the Town Council. There had been two instances of vehicle burglaries in the Town. It is suspected that the vehicle stolen from Club Road was taken by the husband who has a history of drug problems.

A Dodge Ram truck had been stolen from Pineway Drive. There was a bicycle recovered at the location that was being tested for DNA samples.

Council Member Lynch reported a street light out on Pineway Drive. Code Enforcement Officer Joseph Roche noted that matter had been taken care of through a report filed with FP&L. D/S Campbell suggested the Permit Officers be requested to inventory street light outages during their patrol.

Council Member Lynch reported two youths walking up and down Pineway Drive suspiciously surveying the homes. Code Enforcement Officer Roche reported that two youths had been passing out business cards in the area earlier in the day and when caught on Trailaway had been told to leave the area.

Council Member Uptegraph reported abandoned grocery carts on Ivory Road. Deputy Sergeant Campbell offered to patrol the area to rule out the possibility of homeless camps.

SECOND READINGS AND PUBLIC HEARINGS

None.

FIRST READINGS AND REGULAR AGENDA

Schedule Budget Workshops

A Town Council Budget Workshop was scheduled for July 10, 2008 at 6:30 p.m.

Update on Annexation

Council President Woods reported on two annexation meetings held with the northern annexation areas – Cole Street, Durham and Concord and Bensel, Bimini, Park Lane and Pine Ridge. Most that attended the meeting supported annexation into the Town.

An annexation meeting was scheduled for June 8, 2008 at noon at the Town Hall.

REPORTS

Town Attorney

None.

Consultants

None.

Mayor' Report

The Town Clerk, acting on behalf of Mayor Kroll, requested Town Council support in the distribution of \$186,774 of Federal Fiscal Year 2008 (FY2009) JAG – Justice Assistance Grant funds.

A motion was made by Council member Uptegraph, seconded by Council Vice President Foy and unanimously passed (5-0) to support in the

distribution of \$186,774 of Federal Fiscal Year 2008 (FY2009) JAG – Justice Assistance Grant funds for the following projects within Palm Beach County:

- **Palm Beach County/Public Safety in the amount of \$6,774. re: Drug Court Treatment**
- **Palm Beach County/State Attorney's Office in the amount of \$180,000 re: COMBAT Program.**

Assistant Town Administrator/Town Clerk

None.

Committee/Delegate Report

Council Member Beavers reported that he had attended a meeting at the Palm Beach County Emergency Operations Center on June 20, 2008. He presented a copy of the Disaster Assistance Handbook to Council. The County had not yet designed a standardized disaster assessment form and may be modeling one after the Town's.

Council Vice President Foy suggested that the forms be designed to also serve as a tool in filing FEMA claims if necessary. The forms should include information as to the height of water and flooding to include elevations, etc.

The Town Clerk reported that Staff would be hand delivering the Emergency Door Hangers to the residents. Council Member Beavers confirmed that the Mayor's letter would be included with the hangers.

Treasurer's Report

The Town Clerk reported that she had just completed making all of the Town Council authorized budget adjustments to the financial report and would be presenting an updated budget detail to Council at the next meeting.

UNFINISHED BUSINESS

Council Member Beavers confirmed that Staff had been trained on the use of the recently purchased defibrillator and that the Town's insurance carrier was aware of the device and Staff's training.

Council Member Beavers suggested the Staff Report for the July 10, 2008 Public Hearing be dated.

Concerning the Cole Street Villas project, Council President Woods reported that the Mayor, the Town Clerk and he had met with David Keir, a member of Mr. Keir's staff, the property owner and David Abbot, a resident of Cole Street on Monday, June 23, 2008. The purpose of the meeting was to review the revised site plan for Mr. Keir's Cole Street Villas project. Mr. Keir would be asking the Board of County Commissioners to reconsider their denial of the project and to refer the revised site plans back to the County Planning staff for Development Review. The Board of County Commissioners would be meeting on June 30, 2008.

Despite the revisions, Mr. Woods reported that he could still not support the proposal as none of the issues that the Town and the residents had originally objected to had been met. Mr. Keir had not addressed the extreme density, the increase in traffic and potential crime resulting for the increased density and possible rental units. As such, the Town maintained their objection and had sent a letter to the Board of County

Commissioners opposing any reconsideration of the original vote. In addition, Mayor Kroll would be attending the June 30, 2008 Board of County Commissioners meeting on behalf of the Town.

Code Enforcement Officer Roche requested that Town Council Members notify him when they notice something suspicious within the Town. Mr. Roche acts as the coordinator between the Town and the PBSO and he would be sure to schedule and follow up with the officers on duty.

Code Enforcement Officer Roche reported that he would be placing additional patrols along Trailway as the School District had removed the fencing from their property at 1239 Trailway which opens the private road directly through to Stacy Street.

Mr. Roche had been working with AT&T and the vegetation has been removed from the Cell Tower site and the property cleaned up.

Concerning the Sunset Isles property, the Town had heard back from Mr. Bruce Parker and the Bank has agreed to make the necessary repairs to the area and the driveway that had resulted in the damage caused to the neighbor, Gerald Crutcher's property. The bank was still trying to work with the property owner; however, the Town had received assurance from Mr. Parker that the work would begin next week.

NEW BUSINESS

Council Member Lynch reported that a majority of the burglaries occurring within the Town began with a bicycle rider performing surveillance of the area and then when the coast is clear, a vehicle would come in and commit the crime. He inquired as to whether the Town could adopt an ordinance that would prohibit anyone riding a bicycle after midnight. Attorney Fuchs responded that there would be a legal issue with the prohibition; however, the PBSO could certainly apprehend anyone seen on a bicycle at that hour.

Council Vice President Foy confirmed that the Town had adopted a Resolution in support of the proposed Charter Amendment supporting Home Rule.

Council Vice President Foy requested Town Council support of the Nicole Horstein Act that would require minors under the age of 16 to wear a helmet while riding a horse. He believed support of the legislative act would protect the residents, their family and friends. The Town Council supported the request and the Attorney was requested to draft the Resolution.

Council President Woods thanked Staff for their work in planning the Palm Beach County League luncheon that the Town sponsored on June 25, 2008.

ADJOURNMENT

With no further business to come before the Town Council, the meeting was adjourned at 7:57 p.m.

Approved: _____

7.10.08

Date


Janice C. Rutan, Town Clerk


James E. Woods, Council President